

Department of the Army  
United States Military Academy  
West Point, New York 10996  
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Morale, Welfare and Recreation

**Hunting, Fishing, Trapping and Boating**

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**Summary:** This regulation covers the policies, responsibilities and procedures governing hunting, fishing, trapping, and boating and the protection of fish and wildlife resources at West Point.

**Applicability:** This regulation applies to USMA, USAG, West Point and tenant agencies and authorized users of USMA lands as a recreational activity (hunting/fishing/trapping/boating).

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**\*This regulation supersedes USMA Regulation 215-5 dated 1 February 2000**

**TABLE OF CONTENTS**

**CHAPTER 1**

***SECTION I***

***GENERAL***

- 1-1. Purpose, p. 4**
- 1-2. References, p. 4**

***SECTION II***

***RESPONSIBILITIES***

- 1-3. Recreation Officer (Chief, Recreation Division (RD), p. 4**
- 1-4. Directorate of Public Works (DPW/EMD), p. 4**
- 1-5. Provost Marshal/Police Chief (Chief Game Warden), p. 4**
- 1-6. Director of Plans, Training, Mobilization and Security (DPTMS), p. 5**
- 1-7. Adjutant General (AG), p. 5**
- 1-8. Safety Office, p. 5**
- 1-9. Deputy to the Garrison Commander (DGC), p. 5**
- 1-10. 1-11. USMA Hunters, Trappers and Anglers, p. 5**

***SECTION III***

***POLICIES***

- 1-12. Policies, p. 5**
- 1-13. West Point Permits and Fees, p. 6**
- 1-14. Federal and State Licensing and Permits, p. 6**
- 1-15. Season and Bag Limits, p. 6**

**CHAPTER 2**

**SMALL GAME HUNTING**

- 2-1. Eligibility, p. 6**
- 2-2. General Procedures, p. 6**
- 2-3. Small Game/Fall Turkey/Waterfowl, p. 7**
- 2-4. Spring Turkey, p. 7**
- 2-5. Raccoon and Predator (Night), p. 7**

**CHAPTER 3**

**BIG GAME HUNTING**

- 3-1. Eligibility, p. 7**
- 3-2. General Procedures, p. 7**
- 3-3. Hunting Areas and Hunter Density, p. 8**
- 3-4. Archery Season, p. 8**
- 3-5. Regular Firearms Big Game Season and Deer Management permit (DMU 3P) Program, p. 8**
- 3-6. Administrative Procedures of DMP Hunting, p. 9**
- 3-7. Lottery, p. 9**
- 3-8. Guests, p. 9**
- 3-9. Muzzleloader Season, p. 9**

**CHAPTER 4**

**FISHING**

- 4-1. Eligibility, p. 10**

***SECTION I***

***FISHING***

- 4-2. Authorized Fishing Areas, p. 10**
- 4-3. Policies, p. 10**
- 4-4. Stocking and Habitat Management, p. 10**
- 4-5. Reporting, p. 10**
- 4-6. Bass Tournaments, p. 10**

***SECTION II***

- 4-7. Authorized use of Boats in Fishing Areas p. 11**
- 4-8 Recreation Division Boats, p. 12**

**CHAPTER 5**

**TRAPPING**

- 5-1. Eligibility, p. 12**
- 5-2. Policy, p. 12**
- 5-3. General Procedures, p. 12**
- 5-4. Land Sets, p. 12**
- 5-5. Water Sets, p. 13**

**CHAPTER 6**

**ENFORCEMENT**

***SECTION I***

***PROCEDURES***

- 6-1. Warnings/Citations, p. 13**

***SECTION II***

***SUPENSIONS & REVOCATIONS***

- 6-2. West Point Military and Civilian Personnel, p. 13**

***SECTION III***

***APPEALS, p. 13***

- Appendix A: References, p. 14**
- Appendix B: Rules for West Point Hunters, Trappers and Anglers, p. 15-16**
- Appendix C: Eligibility Priorities, p. 17-18**
- Appendix D: Offenses and Administrative Action, p. 19-20**
- Appendix E: NYS Environmental Conservation Law Offenses, p. 21-22**

## CHAPTER 1

### SECTION 1 GENERAL

**1-1. Purpose.** To prescribe policies, responsibilities and procedures governing hunting, fishing, trapping and boating and the protection of fish and wildlife resources at West Point.

**1-2. References.** Reference publications are listed in appendix A.

### SECTION II RESPONSIBILITIES

#### **1-3. Recreation Officer (Chief, Recreation Division) (RD) will:**

- a. Control selling of the special West Point hunting/fishing/trapping permits and collect the recreational activity fees.
- b. Distribute maps, promotional and regulatory materials to ensure that West Point personnel, guests, and visiting troops are aware of West Point hunting, fishing, and trapping regulations.
- c. Implement administrative aspects of the hunting, fishing and trapping programs.
- d. Operate the Field Archery Range.
- e. Publish fees and charges annually.
- f. Conduct a lottery for the opening day hunting slots of the Regular Firearms Big Game Season.
- g. Position boats and docks at authorized fishing areas.
- h. Maintain listing of suspended hunting, fishing and trapping privileges
- i. Receive and forward appeals for suspension through PMO to the Deputy to the Garrison Commander DCG.
- j. Provide personnel to sell/issue New York State, West Point, Deer Management Unit (DMU) permits during the Regular Big Game Hunt season.

#### **1-4. Directorate of Public Works (DPW), Environmental Management Division will:**

- a. Prepare, update and implement the Integrated Natural Resources Management Plan.
- b. Determine fish and game harvest quotas, size limits, bag limits, and season lengths. Determine participation quotas and coordinate quota criteria with the Safety Officer.
- c. Serve as the primary liaison in fish and wildlife matters with the New York State Department of Environmental Conservation, U.S. Fish and Wildlife Service, and neighboring landowners.
- d. Operate the West Point Big Game Check Station.
- e. Implement administrative and operational aspects of the trapping program.
- f. Implement the administrative aspects of the general public hunting program.
- g. Post cantonment Hunting Areas prior to the special archery big-game season.
- h. Provide to RD and Range Control specific season dates for hunting/fishing/trapping seasons.
- i. Approve appropriate West Point, Federal and State organizations to use internal combustion engines on all lakes and ponds during water quality, weed control, habitat management, and fisheries investigations.
- j. Solicit up to 5 trappers that do not meet the eligible requirements set forth in Appendix C to trap problem or nuisance animals.

#### **1-5. Provost Marshal/Police Chief (Chief Game Warden) will:**

- a. As the proponent for law enforcement, serve as the Chief Game Warden.
- b. Establish and resource a Game Warden section to enforce this regulation, New York State (NYS) and federal laws.
- c. Issue citations on DD Forms 1408 and 1805 and will coordinate with the New York State Department of Environmental Conservation (NYS DEC) for enforcement of NYS environmental conservation laws.

d. Report citations to the RD along with recommended suspension based on the circumstances of the violation.

e. Game Wardens will record hunting, fishing and trapping violations in the Centralized Operations Police Suite (COPS).

f. Game Wardens will respond to all nuisance wildlife complaints and will coordinate with the NYS DEC and the DPW/EMD for removal of the animal if required. In the case that a nuisance animal can only be removed by shooting the animal, only a qualified law enforcement officer (Game Warden) may discharge his weapon for the purpose of eliminating the nuisance animal.

**1-6. Directorate of Plans, Training, Mobilization and Security (DPTMS) will:**

a. Establish and resource a Range Control section to manage and control access to all training areas, ranges and danger areas.

b. Ensure that the range and training area schedule and associated road closings are provided to the Adjutant General (AG) for inclusion in the USMA Post Bulletin and to the Range Control operation and the Chief, Recreation Division, so hunting, fishing and trapping will not interfere with the military mission.

c. Exercise absolute control of access to all training areas, ranges and danger areas no matter what the hunting, fishing or trapping activity and when necessary provide personnel to assist in the enforcement of the regulation.

d. Ensure any hunting, fishing, trapping do not interfere with scheduled training activities are not interfered with by.

e. Ensure safe operation of the ranges and training areas in conjunction with hunting, fishing, and trapping.

f. Provide the administration and operation of all sign outs for small game hunting, archery, and trapping.

g. Operate the Big Game Hunt Control Center.

h. Contact the Provost Marshal Office (PMO)/Military Police Desk to report violations of Range Control restrictions.

i. Assist RD with opening day lottery for Firearm and Big Game.

**1-7. Adjutant General (AG).** Publish range and training schedules and associated road closings in the USMA Post Bulletin.

**1-8. USMA Safety Office.** The Safety Officer will review all safety-related aspects of the hunting, fishing, and trapping programs.

**1-9. Deputy to the Garrison Commander (DGC) will.**

a. Act as the appeal authority for suspensions of hunting, fishing and trapping privileges. Shall respond to written appeals within 10 working days.

b. Designate approved and disapproved hunt and fish areas.

**1-10. West Point Hunters, Trappers and Anglers.** See Appendix B for rules and responsibilities for West Point hunters, trappers, and anglers.

**SECTION III  
POLICIES**

**1-12. Policies**

a. Hunting, fishing and trapping on West Point lands will be in accordance with this regulation, the Integrated Natural Resources Management Plan, AR 200-3, applicable Federal laws, and the Environmental Conservation Law of New York State and its supporting regulations (6NYCRR) (Appendix E).

- b. Hunting, fishing and trapping on the reservation are promoted primarily for personnel eligible under provisions of this regulation and AR 200-3.
- c. Any range structures and/or equipment (towers, bleachers/grandstands, bunkers, targets, berms, buildings, etc.) located in hunting areas are off limits.
- d. The boundaries of authorized hunting areas are depicted on the most current official West Point HUNTING MAP. No other map depicting area boundaries shall be valid.

### **1-13. West Point Permits and Fees**

- a. As authorized by the Sikes Act (16 USC 670 et seq.) and in accordance with AR 200-3, special West Point hunting, fishing and trapping permits will be sold to individuals authorized under Eligibility Priorities in Appendix C of this regulation. The permit fees collected will be deposited on a monthly basis in the Wildlife Conservation Fund Account. Funds will be used by the DPW/EMD for the protection, conservation, and management of fish and wildlife (IAW AR 200-3).
- b. A recreational (hunting/fishing/trapping) activity fee will also be collected for the Installation, Morale, Welfare, and Recreation (MWR) Fund. Activity fees will be used IAW AR 215-1. This activity fee is included in the total cost of a West Point hunting/fishing/trapping permit.
- c. The acceptance of a hunting, fishing, trapping permit, or guest pass shall constitute an acknowledgment by the permittee of his/her duty to comply with this regulation, and all permits are conditioned upon such acceptance.

**1-14. Federal and State Licensing and Permits:** The privileges accorded by the special hunting/fishing/trapping permit will not relieve the permittees of the licensing requirements in the Migratory Bird Hunting Stamp Act (16 USC 718 et seq.) or the Environmental Conservation Law of New York State.

**1-15. Season and Bag Limits:** Harvest regulations will be as those prescribed in the Environmental Conservation Law of New York State, and/or the Federal Government except where more stringent measures may be promulgated by DPW/EMD in response to fluctuations of fish and game populations. These seasons, bag limits and size limits will be published in the West Point Hunting/Fishing and Trapping Bag Limit Guide. The pamphlet will be used by Game Wardens to help determine violations. Violators are also subject to disciplinary action under the Uniform Code of Military Justice and/or Federal Law and may be permanently barred from West Point.

## **CHAPTER 2 SMALL GAME HUNTING**

**2-1. Eligibility:** Eligibility Priorities are listed in Appendix C.

### **2-2. General Procedures**

- a. Small game, waterfowl, and spring turkey hunting areas and their hunter capacities will be listed annually by Range Control on the respective sign-out sheets posted at Range Control. It is the hunter's responsibility to sign-out on the correct sheet.
- b. Small game/waterfowl, and pheasant hunters, during the Regular Firearms Big Game Season, will be required to sign out and in daily in person for hunting areas at Hunt Control Center. Only one area may be signed out by an individual at one time. Small game hunters except waterfowl hunters must wear at least 400 square inches of blaze orange clothing when small game hunting during dates that the Regular Firearms Big Game Season occurs.
- c. Off-limits areas reserved for training will be indicated on the sign-out sheets at Range Control located on Route 293. Upon completion of a hunting trip, hunters will sign back in at Range Control in person and report their kill.
- d. Licensed young hunters (12 to 15 years of age) are permitted to small game hunt on the reservation, but they must be accompanied by a sponsoring a West Point hunter (over 18 years of age) and remain within 10 meters of that sponsoring hunter.

- e. No individual or West Point activity is authorized to stock wildlife without the permission of the DPW/EMD.
- f. Any game taken that has leg bands, ear tags, radio transmitters, or other markers will be reported by the hunter to the Natural Resource Branch, DPW/EMD.
- g. Parking is limited at Range Control. Hunters should not park on the shoulder of Route 293. They should park on the access roads across from Range Control when visitor parking is full at Bldg 1403. No vehicles are to be left in the Range Control parking lot.
- h. Hunters are responsible for checking the Sunrise to Sunset Time Chart posted at Range Control for the day's hunting hours.
- i. In the interests of cadet development, and in view of limited opportunities for cadets to hunt, the Cadet Hunt Club may reserve hunting area(s) for approved USMA trip sections. Areas reserved for hunting small game and spring turkey will be proportionate to the number of cadets projected, not to exceed half of the number of slots available on a given day to hunt. This shall not apply the day after a stocking.

### **2-3. Small Game/Fall Turkey/Waterfowl**

- a. Small game hunting including, fall turkey, shall be permitted in the hunting areas east of U.S. Route 9W with bow and arrow only and only during the dates when deer hunting seasons are open.
- b. Waterfowl hunters may establish their own blinds, making sure to maintain safe distance from other blinds. Blinds must be constructed entirely of natural material common to the hunting site. All blinds must be removed at the end of the waterfowl season.
- c. Waterfowl hunters using boats while hunting must have U.S. Coast Guard approved flotation devices for each person in the boat.
- d. Waterfowl hunters must only possess non-toxic (non-lead) shot while afield.

### **2-4. Spring Turkey**

- a. Spring turkey hunters will sign out and in daily for hunting areas at Range Control. No sign outs are allowed before 0400. All spring turkey hunters must be signed in no later than 1330 daily.
- b. Spring turkey hunters may be completely camouflaged. Spring turkey hunting will not be permitted in cantonment hunting areas except that spring turkey hunting with bow and arrow may be permitted in Area J1, J2 and J3. All hunters in this area must be signed in by 0900.

### **2-5. Raccoon and Predator (Night)**

- a. Night hunters for predator species (raccoons, foxes, coyotes, opossums and bobcats) will follow the same Range Control sign-out and in procedures as small game hunters. Hunters must coordinate with Range Control during duty hours to schedule an area for night hunting. Additionally, hunters must check back in with Range Control the next morning.
- b. Nighttime hunting is prohibited during the Regular Firearms Big Game Season.
- c. Nighttime hunters may possess only .22 rim fire rifles or shotguns loaded with size BB or smaller. Center fire rifles or pistols may not be carried by the hunter or in the vehicle.

## **CHAPTER 3 BIG GAME HUNTING**

**3-1. Eligibility:** Eligibility priorities are listed in appendix C.

### **3-2. General Procedures**

- a. All big game harvested during the season will be registered at the West Point Big Game Check Station.
- b. Upon legally harvesting a deer or bear, after it is properly tagged according to the Environmental Conservation Law of New York State, the hunter will proceed via the most direct route to the West Point Check Station. Bear taken by any big-game hunter will be immediately reported to the DPW/EMD Natural Resources Branch's Wildlife Biologist.

- c. Harvested big game will be presented by the hunter for registration with all internal organs removed. Registration procedures will be posted at the Hunt Control Center.
- d. Any area not being used for training and open for hunting may be closed at the discretion of the DGC or the Range Control in coordination with DPW/EMD and RD. In order to fully implement the big game hunting program, Range Control may restrict non-hunter access on the reservation during the hunting season.
- e. Big-game hunters will be permitted to use temporary, pre-fabricated, portable stands provided that the tree(s) supporting the stand is (are) not significantly damaged when the stand is erected. Screw-in footholds, spikes, or any structures nailed into a tree will not be permitted. All stands must be removed at the end of the big-game seasons. Permanent tree stands are prohibited.
- f. Regulated deer hunting is an important land management tool that allows West Point to maintain high quality training areas. This hunting is conducted as a recreational activity but the land management aspects are primary.
- g. Under Title 10 U.S. Code, Section 2671, West Point must abide by New York regulations for deer hunting season dates, bag limits and other regulations that control how deer hunting is conducted at West Point. There is no option available to change season dates or bag limits to accommodate other activities. Therefore, any projects or activities proposed to occur in the training areas during deer hunting season dates must be give careful consideration and needs to be carefully evaluated by all affected parties.

### **3-3. Hunting Areas and Hunter Density**

- a. The authorized Big Game Hunting areas and their maximum hunter capacities will be posted at Hunt Control.
- b. Hunting in the areas east of US Route 9W is only authorized for military personnel assigned to West Point, West Point civilian employees, USMA cadets, family members of military personnel and USMA civilian employees, parents of USMA cadets, and authorized guests of any one of these categories (guests must be accompanied by their sponsors at all times). All weapons used in these areas must be registered with the PMO (IAW USMA REG 190-3, 1-10).

### **3-4. Archery Season**

- a. Archery hunting areas and their hunter capacities will be listed by Range Control on the hunting sign-out sheet at Range Control and cantonment areas.
- b. Big Game taken during the archery seasons will be registered and weighed at a location to be announced by DPW/EMD . Bear taken by archers will be immediately reported to the Natural Resources Branch, DPW/EMD .
- c. Archery hunting will not be permitted in the hunting areas specially reserved for weekend and holiday pheasant hunting.
- d. Archery deer hunters are allowed tree stands, IAW paragraph 3-2e.
- e. During the Regular Firearms Big Game Season, archers will follow the sign out and harvest registration procedures applicable to firearms big game hunters.
- f. No archery hunting will be permitted in the J areas on the Saturdays of home football games.
- g. Young hunters (14 to 15 years of age) with junior archery licenses may hunt big game with bow and arrow during the special archery season. Young hunters must be accompanied by a sponsoring West Point hunter and must remain within 20 meters of that sponsoring hunter.

### **3-5. Regular Firearms Big Game Season and Deer Management Permit (DMP) Program**

- a. During the Regular Firearms Big Game/DMP Season, all hunters will sign out and in at the Hunt Control Center.
- b. After selecting a hunting area, hunters will be issued distinctive Hunting Area Identification, and they will surrender their West Point Hunting Permit, which will be retained in the Hunt Control Center. When signing in from an area, a hunter will turn in the Hunting Area Identification and receive back his/her permit.
- c. Hunters will wear at all times the distinctive identification issued by the Hunt Control Center and at least 400 square inches of fluorescent orange clothing visible from all sides.

d. The parking pass issued by the Hunt Control Center will be prominently displayed in the windshield whenever the vehicle is parked in or adjacent to a hunting area. Hunters must park in or immediately adjacent to their hunting area and display their parking pass issued by the Hunt Control Center.

e. Beginning big game hunters (16 to 17 years of age) may hunt big game on the reservation during the Regular Firearms Season, but they must be accompanied by a sponsoring hunter.

f. During the season, hunters will choose hunting areas on a first-come, first-served basis (except lottery assignments for opening morning).

### **3-6. Administrative Procedures of DMP Hunting**

a. Administrative aspects of general public DMP hunting will be coordinated by DPW/EMD.

b. General public hunters hunting at West Point with a valid DMP must fill their DMP at West Point with an antlerless deer and register the deer before they are authorized to hunt for an antlered deer. This requirement may be suspended during the later part of the Regular Big-Game Season if the DPW/EMD Wildlife Biologist determines that a sufficient antlerless deer harvest has been achieved.

c. Special Buck Hunting Passes will be issued by DPW/EMD to general public hunters who fill their DMP tag at West Point with an antlerless deer.

d. General public hunters will not be issued Special Buck Hunting Passes until their antlerless deer is first registered at the West Point Deer Check Station.

e. General Public hunters may not sign out the first week of the season until 0700. After the first week, General Public hunters may sign out at 0500.

f. General Public hunters may use their DMP permits at West Point during the Regular Big-Game, the Special Muzzleloader Season that follows the Regular Season, and late Special Archery Seasons.

g. General Public DMP Hunters may only take deer, bear or coyotes (provided the hunter has a small-game or sportsman license and furbearer tags) during the Regular Big Game Season and seasons there after (the Late Special Archery Big Game Season and the Special Muzzleloader Big Game Season).

h. General public hunters will comply with all other regulations and policies applicable to hunting at West Point.

i. General public may hunt as a guest east of US Route 9W if accompanied by an authorized hunter.

j. General public may not hunt on opening day of regular, Big Game Season.

### **3-7. Lottery**

a. The Recreation Officer will hold a lottery for the opening morning hunting slots of the Regular Firearms Big Game Season. Eligibility priority in the lottery will be:

**Priority I** - Active duty military personnel and their family members.

**Priority II** - Retired military personnel, Drilling Reserve and Guard personnel, and West Point Civilian Personnel and their family members

b. In the event an individual will be away from West Point on the date of the lottery, a letter of explanation may be submitted to the Recreation Officer requesting that an area be selected by proxy.

c. If slots are still available following the lottery, West Point hunters may choose a slot prior to opening day on a first-come, first-served basis at Range Control during business hours.

d. Hunting slots reserved for opening morning will be held in reserve until 0900 on opening morning. After 0900, the spaces will be signed out on a first-come, first-served basis.

### **3-8. Guests**

a. Authorized personnel may sponsor only two guests to accompany him/her afield at one time.

b. Guests are not authorized to hunt on opening day of Regular Big Game Season.

c. Guests possessing a valid DMP Permit will pay lower applicable fee daily, if hunting one or two days or DMP fee for three or more days.

d. Guests may not hunt without their sponsors.

### **3-9. Muzzleloader Season**

a. Muzzleloaders will sign-out and in at Range Control, Bldg 1403 on Route 293.

- b. Muzzleloaders will wear at least 100 square inches of fluorescent orange clothing (e.g., hat) while hunting.
- c. Muzzleloaders will register and weigh their kill at Range Control, Bldg 1403 on Route 293.

## CHAPTER 4 FISHING

### SECTION I FISHING

**4-1. Eligibility:** Eligibility Priorities are listed in appendix C.

#### 4-2. Authorized Fishing Areas

Note: Fires are not authorized on the ice while ice fishing.

a. **Water Bodies:** Beaver Pond (NE of Cat Hollow), Brooks Hollow, Bull Pond, Popolopen Lake, Cragston Lake, Cranberry Pond, Lake Frederick, Lake Georgina, Lusk Reservoir, Mine Lake, Round Pond, Stilwell Lake, Weyants Pond, Wilkins Pond, and any unnamed ponds outside of the West Point dud danger zones. Bull Pond and Round Pond will only be open to fishing during the NYS trout season and Lusk Reservoir will be open from 1 April through 30 November.

b. **Streams:** Cranberry Brook, Highland Brook, Long Pond Creek, Deep Hollow Brook, Johnson Meadow Brook, Popolopen Brook, Queensboro Brook, Trout Brook, Mineral Springs Brook, Crows Nest Brook, and any unnamed drainage flowing outside of West Point dud danger areas. Highland Brook, Trout Brook, Queensboro Brook, and Mineral Springs Brook are only open to fishing during the NYS trout season. Mineral Springs Brook and Trout Brook are strictly catch-and-release (no kill) fisheries for trout fishing.

#### 4-3. Policies

- a. Anglers will not release bait fish live in any West Point waters.
- b. Catch and Release of sportfish species (bass and trout) will be promoted to reduce exploitation of this resource.
- c. Children under 12 years of age must be accompanied by an adult or a responsible person at least 16 years of age while fishing in West Point waters, except at Round Pond and Lake Frederick.
- d. All anglers must check in with Range Control to determine which lakes are open. Some waters may close during training. Any persons who plan on fishing in the training area would obtain a key to the gate that accesses the area from Range Control during normal business hours, Monday thru Friday 0830-1700. Range Control will ensure the gates to Camp Buckner, Camp Natural Bridge and other training areas are locked at 1700.
- e. Anglers will not actively fish for species whose season is closed even if releasing all fish caught.

**4-4. Stocking and Habitat Management:** DPW/EMD will coordinate and implement all fish stockings and habitat management projects as prescribed in the Cooperative Plan. West Point activities that wish to conduct habitat management projects or to stock additional fish (at their expense) must seek prior approval from the DPW/EMD.

**4-5. Reporting:** All fish kept shall be reported on the appropriate forms, by e-mail or by calling DPW/EMD Natural Resources Branch 938-3857. Other reporting arrangements must be coordinated in advance with DPW/EMD.

#### 4-6. Bass Tournaments

- a. Aerated live wells will be used by all competitors to keep bass alive.
- b. Bass will be returned to the same lake as caught immediately after weigh-in.
- c. Records will be kept of tournament participants and the catch to include lengths by fish species.

d. During the tournament, the West Point minimum length and possession limit will be waived and the NYS minimum legal bass length and possession limit may be used for fish that will be released immediately after the competition. Anglers may keep one trophy bass (minimum length 20 inches) per tournament. All other bass must be released.

e. All anglers in the tournament will possess NYS fishing licenses and West Point fishing permits or guest passes.

f. Not more than three one-day tournaments will be held on any individual body of water in any one year. Non-participants will not be excluded from fishing lakes and ponds.

**SECTION II**

**4-7. Authorized Use of Boats in Fishing Areas**

a. All boats will have the necessary safety equipment aboard in compliance with current USCG rules. Operators are responsible for complying with Federal and State boating laws.

b. The term “boat” is intended to mean any watercraft.

c. Authorized areas and the types of propulsion authorized are:

	<b>Powerboats</b>		<b>Electric</b>	<b>*Non-Power</b>
	<b>&gt;10 hp</b>	<b>&lt;10 hp</b>		
Beaver Pond			X	X
Brooks Hollow			X	X
Bull Pond			X	X
Cragston Lake			X	X
Cranberry Pond			X	X
Lake Frederick			X	X
Lake Georgina			X	X
Lusk Reservoir				X
Mine Lake			X	X
Popolopen Lake	X	X	X	X
Round Pond			X	X
Stilwell Lake	X	X	X	X
Weyants Pond			X	X
Wilkins Pond			X	X

\*Non-power boats include canoes, rowboats, kayaks, skiffs, paddleboats, sailboats, or other watercraft without internal combustion engines or motors.

**Note:** Long Pond is leased to the Town of Highlands for use by its residents; use by West Point personnel is not authorized.

d. On the areas permitting internal combustion engines, no more than five (5) powerboats greater than 10 hp may be used at Stilwell Lake at any one time, and two at Popolopen. The limit on powerboats less than 10 hp will be seven (7) per area. Sanctioned fishing derbies are excluded from this provision.

e. Powerboats will not be permitted on Popolopen Lake during the period of Cadet Field Training. Powerboats needed to support cadet training will be permitted at the Camp Commander's discretion. Only electric powerboats are authorized on Popolopen Lake during the period of Cadet Field Training.

f. DPW/EMD may authorize appropriate West Point, Federal and State organizations to use internal combustion engines on all lakes and ponds during water quality, weed control, habitat management, and fisheries investigations.

g. Lusk Reservoir is limited to two non-power boats on the water at any one time.

**4-8. Recreation Division Boats**

- a. RD may position boats and docks at any authorized fishing area.
- b. No more than one RD boat will be stationed on Beaver Pond, Cragston Lake, and Lake Georgina.
- c. No RD boat will be stationed at Lusk Reservoir.

**CHAPTER 5**  
**TRAPPING**

**5-1. Eligibility:** Eligibility priorities are listed in appendix C.

Guests are not authorized for those meeting eligibility priorities 1 through 15 in appendix C.

**5-2. Policy:** Trapping is an important tool in wildlife management and it is permitted on the reservation primarily for the removal or control of problem and nuisance animals and, secondarily for recreation.

**5-3. General Procedures**

- a. Individuals who wish to trap on the West Point Military Reservation must make application to RD for West Point Trapping Permit by 28 October for that license year's trapping season.
- b. West Point trappers must have a West Point trapping permit and a NYS Trapping License.
- c. Upon determination that sufficient densities of furbearers exist to permit limited trapping, DPW/EMD will determine the number of trappers needed for each season (not to exceed 15 individual trappers). Trappers will be selected through a lottery.
- d. DPW/EMD will assign trappers areas to trap. Authorized trapping areas will be listed on the trapper's permit along with the authorized harvest for each area, sign-out procedures, season restrictions and reporting requirements.
- e. All traps will be marked with the owner's name and address. Traps will be checked IAW NYS Conservation Laws. Unmarked or unattended traps may be confiscated by West Point Natural Resources personnel, Military Police Game Wardens, or NYS Environmental Conservation Officers.
- f. Beaver, river otter, bobcat and fisher trapping areas and harvest must be authorized in advance by DPW/EMD.
- g. Legally trapped furbearers must be dispatched immediately after capture. Only .22 rim fire caliber firearms may be carried by the trapper to dispatch animals. Non-target animals, such as stray domestic animals or protected wildlife species, must be immediately released at the capture site.
- h. Trapping will not be authorized during the Regular Firearms Big Game Season.
- i. Authority to trap live woodchucks, raccoons, skunks, and opossum on the Main Post may also be granted by DPW/EMD. Animals captured on the Main Post in this program will be dispatched at an off-post location to be determined by the DPW/EMD.
- j. All harvested animals will be reported to the Natural Resource Branch, DPW/EMD as stipulated on the trapping permit.
- k. **LEG HOLD TRAPS LARGER THAN SIZE 1-3/4 AND SNARES ARE NOT AUTHORIZED FOR USE ON THE RESERVATION.**
  1. Should less than five (5) individuals eligible under paragraph 5-1 (see appendix c) of this regulation apply to RD for a West Point trapping permit, DPW/EMD is authorized to solicit up to five (5) other trappers that do not meet the eligibility requirements set forth in 5-1 to trap problem or nuisance animals. Potential persons will be located through written notice sent to local county trappers organizations. Selection will be made on a first-come/first-serve basis by designating the first five individuals that telephone the Natural Resources Branch at 0001 hours on 11 November. Selected individuals will be sold a USMA trapping permit. All other restrictions and/or guidance provided in this chapter will apply to the selected individuals. Access to the reservation shall be coordinated at all times with Range Control.

**5-4. Land Sets**

- a. Open area land sets will be restricted to box, cage traps (e.g., Havahart, Tomahawk) up to a size 1-3/4 leg-hold trap, and up to a #3 Soft Catch Trap.

b. Body gripping traps (e.g., Conibear or similarly designed lethal body gripping traps) may not be used for any type of open land set.

### **5-5. Water Sets**

a. Submerged body gripping traps with jaw spreads no larger than 10 inches (e.g., Conibear 110 through 330) may be used at designated wetland or open water sites during the mink, muskrat, otter, and beaver open seasons.

b. Enclosed body gripping traps with jaw spreads no larger than 4.5 inches (e.g., Conibear 110, 120 or 126) may be used in cubby or den sets under the following conditions:

(1) The cubby or den sets must be no more than 15 feet from water at the designated wetland or open water sites.

(2) The opening of the cubby or den must be eight inches by eight inches or smaller.

(3) The bait or lure must be hidden well inside the cubby out of sight of predatory or scavenger birds.

(4) The Conibear must be placed no less than eight inches from the opening of the cubby or den.

c. No dam, den, or lodge belonging to beaver or muskrat may be disturbed by trappers.

## **CHAPTER 6 ENFORCEMENT**

### **SECTION I PROCEDURES**

#### **6-1. Warnings/ Citations**

a. Game Wardens will respond to violations of this regulation and will issue warnings and citations using the DA Form 1408, Armed Forces Traffic Ticket and DD Form 1805, United States District Court Violations Notice when required.

b. Game Wardens, in coordination with NYS DEC, will respond to violations of Federal Fish and Wildlife Laws and NYS Environmental Conservation Law.

### **SECTION II SUSPENSIONS AND REVOCATIONS**

Violators of this regulation and applicable federal and state laws will be notified of suspensions or revocation of privileges by the PMO.

**6-2. West Point Military and Civilian Personnel:** If the violator is a cadet, active duty military person, or civilian employee stationed at West Point, the notification of violation, suspension, and revocation, when not issued directly to the violator, may be forwarded to the violator's organization or activity.

### **SECTION III**

**APPEALS:** Any individual cited for a violation of this regulation, which results in the loss of privileges, may appeal the decision providing the appeal is submitted in writing to the Deputy to the Garrison Commander within 10 working days of the notice.

**APPENDIX A**  
**REFERENCES**

1. Title 16, United States Code, Section 670 et seq., Conservation Programs on Military Installations and Title 18, United States Code, Section 1382, Trespassing.
2. Title 16, United States Code Section 718 et seq., Migratory Bird Hunting Stamp Act.
3. Title 18, United States Code Section 1382, Trespassing.
4. DOD Directive 4700.4, Natural Resource Management Program.
5. AR 37-100, Account/Code Structure.
6. AR 37-108, General Finance and Accounting for Finance and Accounting Office.
7. AR 190-29, Military Police-Misdemeanors and Uniform Violation Notices Referred to US Magistrate of District Courts.
8. AR 215-1, Morale, Welfare and Recreation.
9. AR 200-3, Natural Resources - Land Forest and Wildlife Management.
10. Environmental Conservation Law of New York State and title 6 New York Code of Rules and Regulations.
11. Integrated Natural Resources Management Plan: 2003-2007, at the United States Military Academy.
12. USMA Reg. 385-11, Range Regulation.
13. Uniform Code of Military Justice (UCMJ).
14. Title 10, United States Code, Section 2671- Military reservations: Hunting, Fishing, and Trapping.
15. USMA 190-6, Firearms and Dangerous Weapons.

**APPENDIX B  
RULES FOR WEST POINT HUNTERS, TRAPPERS AND ANGLERS:**

1. Shall have in their possession a valid New York State license for the activity they are engaged in (small game, turkey, big game firearms/deer management unit/archery big game/ muzzleloader big game, fishing, trapping) and a West Point hunting, fishing, or trapping permit or guest pass. In addition, personnel engaged in waterfowl hunting will possess a Federal Migratory Bird Hunting Stamp (duck stamp).
2. Shall present on demand their licenses, permits, weapons and game for inspection to any Range Control personnel or other officials acting on behalf of the Chief Game Warden, Military Police, NYS Environmental Conservation Officer, or any other duly appointed law enforcement official.
3. Shall follow all sign-out/sign-in procedures, tagging procedures, and report all harvested fish and game as required by this regulation. Hunters must sign in at Range Control Building #1403 or the Hunt Control Center if they leave their hunting areas. Hunters signed out for hunting must be in their area or in transit to or from their area.
4. Are authorized to be accompanied by no more than two guests. Guests must have appropriate licenses and guest passes. Hunters and fishermen must remain with their guests while hunting or fishing and be no more than 200 yards away. Trappers are not authorized to accompany guests.
5. May be accompanied by one walker while hunting for instructional or learning purposes. The walker must be appropriately dressed, unarmed, and remain within five (5) meters of the hunter. West Point hunters who are already hunting with a junior hunter (a young hunter required to remain with a sponsor) are not eligible to be accompanied by a walker. A walker under the age of 12 does not count against a hunting area's participation level capacity. For spring turkey hunting, an unarmed individual that calls for another hunter does not count against a hunting area's participation level capacity.
6. Shall report the whereabouts of any unexploded ammunition (dud and misfires) to Range Control.
7. Shall not trespass into any woodlands bordering the West Point Military Reservation, into the impact areas, dud danger zones, areas designated off limits or any other area closed to hunting, fishing, or trapping.
8. Shall not interfere with any military activities or disturb any training devices.
9. Shall not discharge longbows or firearms within 500 feet of any occupied West Point dwelling. No weapon shall be discharged so that the path of the load, bullet, or arrow passes over any public highway or within 50 feet of Rt. 9W, Rt. 6, Rt. 293, Rt. 218, Mine Torne Road, Smith Clove Road, or Mineral Springs Road.
10. Shall not possess firearms in areas designated as "bow only."
11. Shall not target shoot or sight-in weapons in the hunting areas. Hunters will fire only at game. Free-ranging domestic animals may not be shot by hunters.
12. Shall not park their vehicles so an established road, firebreak, or gate is blocked.
13. Shall not consume or be under the influence of any alcoholic beverage and/or other drugs which may impair judgment or activity while hunting, angling, or trapping at West Point or while in the training areas.

14. Shall remove all spent fishing line, bait containers, lure packaging, ammunition boxes and other trash.

15. Shall (for hunters and fishermen who check out gate keys from Range Control) have one (1) day to check the keys back into Range Control.

16. Shall prominently display the parking pass issued by the Hunt Control Center in the windshield whenever the vehicle is parked in or adjacent to a hunting area. Hunters must park in or immediately adjacent to their hunting area and display their parking pass issued by the Hunt Control Center.

17. Shall not shoot at or kill domestic animals.

**APPENDIX C  
ELIGIBILITY PRIORITIES**

**ELIGIBLE PERSONNEL**

1. Active duty military personnel and their families assigned to the installation or directly supported by it. This includes military personnel assigned to units attached to the installation for logistical support or MWR support who have been identified in the host-tenant agreement. This includes cadets of all service academies who are assigned to West Point and military personnel of foreign nations assigned to USMA and their immediate family.
2. Active duty Army personnel and their families not assigned to the installation.
3. Active duty military personnel (and their families) of other services not assigned to the installation.
4. Military personnel retired with pay and their families.
5. Medal of Honor recipients and their widows or widowers and family members. Honorably discharged veterans of the U.S. Armed Services with 100 percent service-connected disability.
6. Active drilling Military members assigned or attached to the Ready Reserve and National Guard Units.
7. Surviving spouses of military personnel who have not remarried and their family members.
8. Air Force Academy cadets, U.S. Naval Academy midshipmen, officer candidates when in active duty training status, and NROTC midshipmen only when on active duty during college vacation periods. ROTC personnel training during summer seasons.
9. DOD civilian employees (appropriated and non-appropriated fund, contract, and AAFES) and their dependents stationed in Alaska, Hawaii, and all U.S. territories and possessions, and foreign countries, which are authorized unlimited exchange.
10. DOD civilian employees (appropriated and non-appropriated fund, contract, and AAFES) and their dependents who reside on the installation and are authorized unlimited exchange privileges.
11. Military personnel of foreign nations and their dependents when authorized unlimited exchange privileges.
12. Other U.S. personnel, which include members of the Coast Guard, National Oceanic and Atmospheric Administration. Environmental Science Service Administration of the U.S. Public Health Service, and paid members of the Red Cross and other such organizations assigned to or serving Armed Forces and dependents of the aforementioned, cadets of the Coast Guard Academy, Parents of USMA Cadets. Guests may not hunt or fish without their sponsors.
13. Surgeons under contract to the Army.
14. DOD civilian employees (appropriated and non-appropriated fund, contract, and AAFES) employed at West Point. Former Prisoners of War (POW) and their immediate family members.
15. Guests of military personnel, family members of DOD civilian employees (appropriated and non-appropriated fund, contract, and AAFES) employed at West Point. Retired DOD employees from West Point and their dependents.

16. Immediate family members (spouse, son, daughter, father, mother, brother, or sister) who are not dependent but are currently residing with their sponsor. Sponsor must be eligible person under conditions of categories 1 thru 7 and 9 thru 14 above.

17. Guest of West Point DOD civilians. Guests may not fish or hunt without their sponsor.

18. Members of the general public other than those covered under 1 to 17 above, holding a valid NYS Department of Environmental Conservation Deer Management Permit for the NYS Deer Management unit that West Point is within.

**APPENDIX D  
OFFENSES AND AUTHORIZED ADMINISTRATIVE ACTION**

1. Violations of this regulation or violations of US Federal Fish and Wildlife Laws and NYS Environmental Conservation Laws (ECL) need only be proven by substantial evidence in order to impose West Point administrative actions. Consequently, the West Point administrative actions listed may be taken against personnel whose civil or criminal prosecutions for violations of NYS and Federal fish and wildlife laws resulted in acquittals if substantial evidence nevertheless exists that the violations occurred.

2. In the instances where a written warning had been issued previously for a temporary suspension period, may be reduced or rescheduled upon review by the Chief Game Warden. A violation of the same nature after a written warning has been issued can result in the maximum West Point suspension being imposed.

3. Multiple violations may result in consecutive suspensions.

4. Suspensions include all hunting, fishing, and trapping privileges and are enforced in aspects of a license year (1 October to 30 September). If a suspension of privileges occurs at or near the end of the license year and the suspension period exceeds the license year, then the remaining suspension period will be carried over to the next license year.

<b><u>Regulation Paragraph(s)</u></b>	<b><u>Offense</u></b>	<b><u>West Point Admin Action Period of Suspension</u></b>
3-5, Appendix B(p)	Parking in unauthorized area	Up to 30 days
2-2, 2-4, 2-5, 3-5, 6-4, Appendix B (c)	Failure to sign in from a hunting area	Up to 30 days
2-2, Appendix B (c)	Failure to properly fill out hunting sheets	Up to 30 days
3-2, 3-5	Failure to display West Point back-tag or parking permit	Up to 30 days
3-2, 3-4	Construction and/or use of a permanent tree stand	Up to 30 days
1-3, 1-4, 2-2, 2-4 2-5, 3-2, 3-3, 3-4 3-5, 4-2, 4-3, Appendix B©	Hunting or fishing in wrong area	Up to 90 days
6-4	Hunting, Fishing or Trapping with West Point privileges suspended	2-5 License years
2-2, 4-3	Hunting or fishing in a closed area or area filled to capacity	Up to one full license year
2-2, 4-5	Failure to report kill (Small Game or Fish)	Up to 90 days

<b><u>Regulation Paragraphs(s)</u></b>	<b><u>Offense</u></b>	<b><u>West Point Admin Action Period of Suspension</u></b>
1-6, 1-12, 2-2 2-2, 3-2	Entering off limits/impact area	Remainder of season and 1-5 license years
5-3, 6-4	Trapping in wrong area	30-90 days
3-8, Appendix B(4)	Failure to accompany guest while hunting or fishing (guest privileges cease immediately)	60 - 90 days
4-4, 4-5	Possession of fish less than West Point length limits	Up to 90 days
4-4	Exceeding West Point fish possession limits	Up to 90 days
	Failure to comply with key procedures	1-6 months
3-4, 3-5	Failure to accompany junior archer, young small game hunter or beginning firearms big game hunter	Up to 90 days
1-14, 5-3 Appendix B (1)	Hunting/Fishing/Trapping without West Point Permit	Remainder of season and up to 5 license years
3-6	General public hunter failing to comply with provisions of this regulation	Remainder of season and 2-5 license years
5-3	Failure to comply with the requirements stipulated on a West Point Trapping Permit	Remainder of season and one license year
	Habitual Violators (Accumulation of 3 Citations During a 365 day period)	Remainder of season and 1-3 license years
1-5 Appendix B(2)	Failure to comply with a law enforcement officials reasonable and prudent order including, but not limited to, orders to produce license or wildlife for inspection, and orders to cease firing, hunting, or trapping	Remainder of season and 1-3
	Firearm in a bow only area	Remainder of Season + 3 license years
5-3	Exceeding trapping quota	1 calendar year

**APPENDIX E**  
**NYS ENVIRONMENTAL CONSERVATION LAW OFFENSES**  
**(LAW SECTIONS ARE SUBJECT TO CHANGE BY NEW YORK STATE LEGISLATURE)**

The following list of violations (non-inclusive) will be enforced by the West Point Game Wardens and NYS DEC. For additional information on rules and regulations can be found in the current New York Department of Environmental Conservation, Hunting and Trapping Regulation Guide. The guide may be found where licenses are sold and at [www.dec.state.ny.us](http://www.dec.state.ny.us).

<b><u>ECL</u></b> <b><u>Paragraph</u></b>	<b><u>Offense</u></b>	<b><u>Period of Suspension</u></b>
11-0110	Interference with the lawful taking of wildlife	Up to 120 days
11-0705	Failure to carry NYS license or stamp	Up to 90 days
11-0905	Exceeding daily bag limits for small game	Up to 90 days
11-0911	Failure to transport deer in the prescribed manner	Up to 30 days
11-1101	Use of a trap within 5 feet from a beaver den or house	Up to 60 days
11-1203	Hunting while intoxicated or ability impaired by drugs	Remainder of season and 1 license year
11-1303	Exceeding the daily bag limit for fish; taking fish blow the size limit	Up to 90 days
11-1307	Failure to mark tip ups with name and address	Up to 120 days
11-1913	Failure to tag fish from a fishing preserve	Up to 30 days
11-0503	Disturbing a beaver dam, den or house	Remainder of Season and 1 license year
11-0931	Loaded weapon in motor vehicle	Remainder of Season and 1 license year
11-0931	Discharge of a firearm or bow so that the load or arrow passes over a public highway	Remainder of Season and 1 license year
11-0931	Discharge of a firearm or bow within 500 feet of an occupied dwelling, school, or playground	Remainder of Season and 1 license year
11-0031	Possession of a firearm while bow hunting during the archery season	Remainder of season and 1 license year
11-1321	Use of explosive to take fish	Remainder of season and 1 license year

<b><u>ECL Paragraph</u></b>	<b><u>Offense</u></b>	<b><u>Period of Suspension</u></b>
11-0901	Hunting deer or bear with a shotgun less 20 gauge	Remainder of season and 1 license year
11-0901	Hunting deer or bear with shotgun shell other than shells carrying a single ball or slug	Remainder of season and 1 license year
11-0901	Hunting deer or bear with aid of a pre-established bait pile	Remainder of season and 5 license year
11-0901	Taking raccoons by cutting den trees	Remainder of season and 1 license year
11-0901	Taking a protected species for which no open season is established or for which the season is closed	Remainder of season and up to 1 license year
11-0901	Taking of waterfowl or upland game birds with the aid of baiting or over any baited area	Remainder of season and 1 license year
11-0507	Stocking fish without a permit	Remainder of season and 1 license year
11-0901	Hunting from a motor vehicle	Remainder of season and 5 license years
11-0901	Taking wildlife from or on a public highway	Remainder of season and 1 license year
11-0901	Taking wildlife with a crossbow	Remainder of season and 1 license year
11-0901	Hunting deer or bear with the aid of a light	Permanent Revocation
1-0901	Hunting deer or bear with a pistol, revolver, or rifle using rim fire ammunition	Permanent Revocation
11-0931	Possession of slug or single ball shotgun shells during the deer season by a person without a valid deer permit or license	Remainder of season and one license year

<b><u>ECL Paragraph</u></b>	<b><u>Offense</u></b>	<b><u>Period of Suspension</u></b>
11-0901	Failure to wear back tag	Up to 90 days
11-0901	Hunting and/or taking a species outside of and open season, permitted hours, or by permitted methods.	Up to 90 days